



ALAMEDA COUNTY  
CONGESTION MANAGEMENT AGENCY

1333 BROADWAY, SUITE 220 • OAKLAND, CA 94612 • PHONE: (510) 836-2560 • FAX: (510) 836-2185  
E-MAIL: mail@accma.ca.gov • WEB SITE: accma.ca.gov

*October 12, 2009*  
*Agenda Item 4.6.2*

**Memorandum**

**DATE:** September 30, 2009  
**TO:** Plans and Programs Committee  
**FROM:** Matt Todd, Manager of Programming  
**RE:** Federal Surface Transportation Program/Congestion Mitigation Air Quality (STP/CMAQ) Program: At Risk Report

**Action Requested**

It is recommended that the Board approve the attached At Risk Report for local projects programmed in the Federal STP/CMAQ Program. ACTAC is scheduled to consider this item on October 6<sup>th</sup>.

**Discussion**

The report, dated September 30, 2009, is intended to identify activities required to comply with the requirements set forth in MTC's Resolution 3606, the Regional STP/CMAQ Project Delivery Policy. There are 59 locally sponsored federally funded projects segregated by "zone." Red zone projects are considered at a relatively high risk of non-compliance with the provisions of Resolution 3606. Yellow zone projects are considered at moderate risk, and green zone at low risk. The criteria for determining the project zones are listed in Appendix A of the report.

The durations included in the criteria are intended to provide adequate time for project sponsors to perform the required activities to meet the deadline(s). A project may have multiple risk factors that indicate multiple zones. The risk zone associated with each risk factor is indicated in the tables. Projects with multiple risk factors are listed in the zone of higher risk. Appendix B provides details related to the Resolution 3606 deadlines associated with each of the Required Activities used to determine which zone of risk a project is assigned to. Appendix C provides the date of the last invoice for projects with obligated funds. The deadline for submitting the environmental package one year in advance of the obligation deadline for right of way or construction capital funding is tracked and reported, but is not affiliated with any zone of risk.

Per MTC Resolution 3606-revised, for projects programmed with funding in federal FY 2009/10, the deadline to submit the request for authorization is February 1, 2010 and the obligation deadline is April 30, 2010.

The report is based on the information made available to the CMA's project monitoring team. This information stems from the project sponsors as well as other funding agencies such as MTC and Caltrans Local Assistance.

Attachment

***This page intentionally left blank.***

### Red Zone Projects

Index	TIP ID	Sponsor	Project Title	Source	Prog'd Amount (\$x 1,000)	Phase	FY	Req'd Activity	Date Req'd By	Zone	Notes	Prev Zone
1	ALA070020	ACCMA	I-580 (Tri-Valley) Corridor - EB HOV/HOT Lanes									
			I-580 EB HOT Conversion	ARRA	\$7,500	PE		Obligate Funds	11/30/09	R	ARRA Funds for System Integrator in PE2 Phase	G
								Award Contract	06/30/10	Y	ARRA deadline	
			I-580 EB HOV/HOT Lanes	CMAQ	\$6,161	Con	08/09	Submit First Invoice	04/09/10	G	\$6,161 Obligated 12/19/08	G
								Liquidate Funds	04/09/15	G	Funds De-Obligated 2/4/09 Re-Obligated 4/9/09	
2	ALA070040	Ala. County	Hampton Rd Streetscape Improvement	CMAQ	\$2,999	Con	08/09	Award Contract	03/17/10	R	\$2,999 Obligated 6/17/09	R
								Submit First Invoice	06/17/10	G	Award scheduled during Sep	
								Liquidate Funds	06/17/15	G		
3	ALA070051	BART	BART Station Electronic Bike Lockers, Phase 2	CMAQ	\$130	Con	08/09	Obligate Funds	Note 1	R	Pending Transfer to FTA	R
4	ALA050082	Dublin	East Dublin BART Station Corridor Enhancements	CMAQ	\$2,587	Con	08/09	Award Contract	12/09/09	R	\$2,587 Obligated 3/9/09	R
								Submit First Invoice	03/09/10	G	Combined w/ALA050083	
								Liquidate Funds	03/09/15	G		
				CMAQ	\$489	PE	06/07	Liquidate Funds	04/12/13	G	\$284 Obligated 4/12/07	
5	ALA070037	Fremont	Bay Street Streetscape and Parking Project	CMAQ	\$1,570	Con	08/09	Award Contract	10/21/09	R	\$1,570 Obligated 1/21/09	R
								Submit First Invoice	01/21/10	Y		
								Liquidate Funds	01/21/15	G		
6	ALA070038	Livermore	Downtown Livermore Ped Transit Connection	CMAQ	\$1,060	Con	08/09	Award Contract	12/30/09	R	\$888 Obligated 3/30/09	Y
								Submit First Invoice	03/30/10	G		
								Liquidate Funds	03/30/15	G		
				CMAQ	\$140	PE	07/08	Liquidate Funds	11/16/13	G	\$140 obligated 11/16/07	
7	ALA070059	Livermore	Downtown Pedestrian Improvements	CMAQ	\$845	Con	08/09	Award Contract	01/08/10	R	\$845 Obligated 4/8/09	Y
								Submit First Invoice	04/08/10	G		
								Liquidate Funds	04/08/15	G		
8	ALA050080	Oakland	7th St, W. Oakland Transit Village Imps	ARRA-TE	\$1,300	Con		Award Contract	12/31/09	R	\$1,300 Obligated 8/5/09	
				STP	\$2,330	Con	08/09	Award Contract	Note 2	R	\$2,330 Obligated 1/21/09	R
								Submit First Invoice	08/05/10	G	Re-Obligated 8/5/09	
								Liquidate Funds	08/05/15	G		
				CMAQ	\$320	PE	07/08	Liquidate Funds	11/05/13	G	\$320 Obligated 11/5/07	
9	ALA070011	Oakland	66th Avenue Streetscape Improvement Project	CMAQ	\$1,230	Con	08/09	Award Contract	12/30/09	R	\$1,230 Obligated 3/30/09	Y
								Submit First Invoice	03/30/10	G		
								Liquidate Funds	03/30/15	G		
10	ALA050070	Union City	Alvarado-Niles Pavement Rehabilitation	STP	\$421	Con	08/09	Award Contract	10/29/09	R	\$421 Obligated 1/29/09	R
								Submit First Invoice	01/29/10	Y		
								Liquidate Funds	01/29/15	G		
				STP	\$5	PSE	07/08	Liquidate Funds	04/04/14	G	\$5 Obligated 4/4/08	

### Yellow Zone Projects

Index	TIP ID	Sponsor	Project Title							
	Source	Prog'd Amount	Phase	FY	Req'd Activity	Date	Zone	Notes	Prev	
		(\$x 1,000)				Req'd By			Zone	
11	ALA050072	Ala. County	Castro Valley Blvd Pavement Rehabilitation -Foothill Blvd. to Stanton Ave.							
	STP	\$758	Con	08/09	Award Contract	04/23/10	Y	\$758 Obligated 7/23/09	R	
					Submit First Invoice	07/23/10	G			
					Liquidate Funds	07/23/15	G			
	STP	\$83	PSE	06/07	Liquidate Funds	06/26/13	G	\$83 Obligated 6/26/07		

### Green Zone Projects

Index	TIP ID	Sponsor	Project Title								
	Source		Prog'd Amount	Phase	FY	Req'd Activity	Date	Zone	Notes	Prev	
			(\$x 1,000)				Req'd By			Zone	
12	ALA010032	ACCMA		I-580 San Leandro Estudillo Noise Barrier							
	STP		\$7,262	Con	08/09	Submit First Invoice	03/27/10	G	\$7,262 Obligated 3/27/09	Y	
						Liquidate funds	03/27/15	G	Contract Awd 5/28/09		
13	ALA050009	ACTIA		I-580 Castro Valley Interchange Improvements							
	STP		\$1,000	Con	07/08	Liquidate Funds	04/28/14	G	\$1,000 Obligated 4/28/08	G	
14	ALA050017	AC Transit		Enhanced Bus - Telegraph/Int'l/East 14th							
	CMAQ		\$35,000	Con	08/09	Obligate Funds	Obligated for Transfer to FTA Grant				
15	ALA010034	AC Transit		Maintenance Facilities Upgrade							
	STP		\$4,000	Con	07/08	Obligated for Transfer to FTA Grant					
16	ALA010063	AC Transit		Acquire 416 Bus Catalyst Devices							
	CMAQ		\$68	Con	04/05	Obligated for Transfer to FTA Grant					
17	ALA070047	AC Transit		Travel Choice -Berkeley							
	CMAQ		\$216	Con	07/08	Obligated for Transfer to FTA Grant					
18	ALA070055	AC Transit		Bike Racks for New Buses							
	CMAQ		\$100	Con	07/08	Obligated for Transfer to FTA Grant					
19	ALA050018	ACCMA		Grand/MacArthur Bus Improvements							
	CMAQ		\$500	Con	06/07	Liquidate Funds	05/22/14	G	\$500 Obligated 5/22/08	G	
20	ALA050036	ACCMA		SMART Corridors Operations & Management							
	CMAQ		\$283	Con	06/07	Liquidate Funds	01/27/15	G	\$283 Obligated 1/27/09	G	
	STP		\$135	Con	05/06	Liquidate Funds	09/07/12	G	\$135 Obligated 9/7/06		
	CMAQ		\$518	Con	07/08	Liquidate Funds	07/03/14	G	\$518 Obligated 7/3/08		
21	ALA070041	ACCMA		I-80 Integrated Corridor Mobility							
	CMAQ		\$3,243	PE	07/08	Liquidate funds	07/10/14	G	\$3,243 Obligated 7/10/08	G	
22	ALA070042	ACCMA		I-880 SB HOV Lanes -Marina to Hegenberger							
	STP		\$198	PE	08/09	Liquidated Funds	12/19/13	G	Req Sub'd by Sponsor	G	
	CMAQ		\$6,781	PE	07/08	Liquidate funds	12/19/13	G	\$4M obligated 12/19/07		
					08/09				STP to CMAQ 4/18/08		
									\$2.781M added 4/15/09		
23	ALA070025	Alameda		City of Alameda Signal Coordination							
	CMAQ		\$59	Con	06/07	Liquidate Funds	05/31/13	G	\$59 Obligated 5/31/07	G	
									Force Account		
24	ALA070049	Alameda		Signal Coordination: 8th St, Otis Dr., & Park St.							
	CMAQ		\$138	Con	07/08	Liquidate Funds	04/18/14	G	\$138 Obligated 4/18/08	G	

### Green Zone Projects (cont.)

Index	TIP ID Source	Sponsor Prog'd Amount (\$x 1,000)	Project Title Phase	FY	Req'd Activity	Date Req'd By	Zone	Notes	Prev Zone
25	ALA030002 STP	Ala. County \$9,350	Vasco Road Safety Imps. Phase 1 Con	07/08	Liquidate Funds	06/20/14	G	\$9,350 Obligated 6/20/08 Contract Awarded 7/29/08	G
	STP	\$3,900	R/W	04/05	Liquidate Funds	06/29/11	G	\$3,900 Obligated 6/29/05	
26	ALA050021 STP	Ala. County \$505	East Ave Rehab (Windfeldt Rd. to E St.) Con	05/06	Liquidate Funds	07/09/12	G	\$505 Obligated 7/9/06	G
		\$27	PSE	04/05	Liquidate Funds	02/28/11	G	\$27 Obligated 2/28/05	
27	ALA050052 STP	Ala. County \$44	East Castro Valley Blvd/ Dublin Canyon Rd. PE	05/06	Liquidate Funds	01/20/12	G	\$44 Obligated 1/20/06	G
	STP	\$572	Con	05/06	Liquidate Funds	08/13/12	G	\$572 Obligated 8/13/06	
28	ALA050065 CMAQ	BART \$2,000	Ed Roberts Campus Con	07/08				Obligated for Transfer to FTA Grant 8/1/08	
29	ALA070034 CMAQ	BART \$1,386	Ashby BART Station / Ed Roberts Campus Con	08/09				Obligated for Transfer to FTA Grant 8/1/08	
30	ALA990078 CMAQ	Berkeley \$1,034	San Pablo Ave. Corridor Bicycle Path R/W	06/07	Liquidate Funds	06/08/12	G	\$1,034 Obligated 6/8/06	G
31	ALA050073 STP	Berkeley \$630	University Ave Reconstruction Con	08/09	Submit First Invoice Liquidate funds	02/05/10 02/05/15	G G	\$630 Obligated 2/5/09 Contract Awd 4/21/09	R
32	ALA050059 STP	Caltrans \$500	SR 13 Median Landscaping Con	06/07	Liquidate Funds	05/15/13	G	\$400 Obligated 5/15/07	G
	STP	\$100	Con	08/09	Liquidate Funds	01/13/15	G	\$100 Obligated 1/13/09	
33	ALA050022 STP	Fremont \$2,172	Rehab on Various Sts Con	05/06	Liquidate Funds	06/13/12	G	\$2,172 Obligated 6/13/06	G
	STP	\$2,850	Con	06/07	Liquidate Funds	05/30/13	G	\$2,850 Obligated 5/30/07	
34	ALA070050 CMAQ	Fremont \$419	Mowry Ave Arterial Management Con	07/08	Liquidate Funds	09/15/14	G	\$419 Obligated 9/15/08	G
35	ALA050025 STP	Hayward \$713	Hesperian Blvd Rehab Con	05/06	Liquidate Funds	06/27/12	G	\$713 Obligated 6/27/06	G
	STP	\$8	Env	05/06	Liquidate Funds	02/15/12	G	\$8 Obligated 2/15/06	
36	ALA050056 STP	Hayward \$117	West A Street Rehab Con	05/06	Liquidate Funds	06/27/12	G	\$117 Obligated 6/27/06	G
	STP	\$5	Env	05/06	Liquidate Funds	02/15/12	G	\$5 Obligated 2/15/06	
37	ALA050071 STP	Hayward \$776	Rehab on Various Streets (Arterial Pavement Rehab) Con	07/08	Liquidate Funds	03/26/14	G	\$835 Obligated 3/26/08	G
	STP	\$104	PE	06/07	Liquidate Funds	04/03/13	G	\$104 Obligated 4/3/07 E-76 revised to \$45 3/26/08	
38	ALA070052 CMAQ	Hayward \$337	Second Street New Sidewalk Construction Con	07/08	Liquidate Funds	05/07/14	G	\$337 Obligated 5/7/08 Contract Awarded 7/1/08	G
39	ALA030015 CMAQ	LAVTA \$175	Acquire 25 Bus Catalyst Devices Con	04/05				Obligated for Transfer to FTA Grant	
40	ALA030017 CMAQ	LAVTA \$89	Exp. Bus -Route 70 & Subscript. Routes Con	04/05				Obligated for Transfer to FTA Grant	
41	ALA070028 CMAQ	LAVTA \$88	ACE Station Shuttle Services Con	06/07				Obligated for Transfer to FTA Grant	
42	ALA070029 CMAQ	LAVTA \$102	E. Dublin/ Pleasanton BART Station Shuttle Con	06/07				Obligated for Transfer to FTA Grant	

Green Zone Projects (cont.)										
Index	TIP ID	Sponsor	Project Title	Phase	FY	Req'd Activity	Date	Zone	Notes	Prev Zone
	Source	Prog'd Amount (\$x 1,000)					Req'd By			
43	ALA050054	Livermore	East Ave Rehab (Hillcrest to Loyola)	Con	05/06	Liquidate Funds	05/01/12	G	\$158 Obligated 5/1/06	G
	STP	\$158								
44	ALA050024	Livermore	South Vasco Rd Rehab	Con	05/06	Liquidate Funds	05/01/12	G	\$300 Obligated 5/1/06	G
	STP	\$300								
45	ALA050068	Livermore	Murrieta Blvd Pavement Rehabilitation	Con	06/07	Liquidate Funds	04/27/13	G	Final Invoice Sub'd 11/17/07	G
	STP	\$486								
46	ALA010021	Oakland	City of Oakland Street Resurfacing Program	Con	05/06	Liquidate Funds	06/21/12	G	\$825 Obligated 6/21/06	G
	STP	\$825								
47	ALA030007	Oakland	Coliseum Transit Hub (San Leandro St. btwn 73rd & 66th Ave)	Con	06/07	Liquidate Funds	01/17/13	G	\$89K Obligated 1/17/07	G
		\$89								
48	ALA050023	Oakland	Rehab on Various Sts	Con	07/08	Liquidate Funds	04/11/14	G	\$2,486 Obligated 4/11/08	G
	STP	\$2,486							Contract Awd 1/6/09	
	STP	\$1,573		Con	05/06	Liquidate Funds	06/21/12	G	\$1,573 Obligated 6/21/06	
49	ALA050028	Oakland	Chinatown Ped Imps	Con	05/06	Liquidate Funds	06/30/12	G	\$1,933 Obligated 6/30/06	G
	CMAQ	\$1,933								
	CMAQ	\$267		Env	04/05	Liquidate Funds	05/17/11	G	\$267K Obligated 5/17/05	
50	ALA050039	Oakland	MacArthur Transit Hub Improvement Project	Con	06/07	Liquidate Funds	03/30/13	G	\$681 Obligated 3/30/07	G
	CMAQ	\$996			07/08				\$215 Obligated 9/5/07	
									\$100 Obligated 6/11/08	
	CMAQ	\$200		PE	05/06	Liquidate Funds	03/30/12	G	\$200 Obligated 3/30/06	
51	ALA070027	Oakland	W. Oakland Bay Trail: Mandela Pkwy & 8th Street	Con	06/07	Liquidate Funds	03/19/13	G	\$770 Obligated 3/19/07	G
	CMAQ	\$770								
52	ALA070039	Oakland	Oakland Waterfront Bay Trail	Con	07/08	Liquidate Funds	04/16/14	G	\$599 Obligated 4/16/08	R
	CMAQ	\$899							Add'l \$300 Obligated 7/11/08	
53	ALA050026	San Leandro	Washington Ave Rehab	PSE	04/05	Liquidate Funds	02/24/11	G	\$30 Obligated 2/24/05	G
	STP	\$30								
	STP	\$445		Con	05/06	Liquidate Funds	03/24/12	G	\$455 Obligated 3/24/06	
54	ALA050055	San Leandro	Floresta Blvd Street Rehab	Con	05/06	Liquidate Funds	03/24/12	G	\$185 Obligated 3/24/06	G
	STP	\$185								
55	ALA050069	San Leandro	Washington Ave Rehab -San Lorenzo Creek to I-880 O/C	Con	07/08	Liquidate Funds	05/07/14	G	\$442 Obligated 5/7/08	R
	STP	\$442								
	STP	\$49		PE	06/07	Liquidate Funds	03/05/13	G	\$49 Obligated 3/5/07	
56	ALA050078	San Leandro	Bay Trail Bridge at Oyster Bay Slough	Con	08/09	Liquidate funds	12/19/14	G	\$750 Obligated 12/19/08	R
	CMAQ	\$750								
57	ALA070030	San Leandro	Traffic Signal System Improvements	Con	06/07	Liquidate Funds	04/30/13	G	\$100 Obligated 4/30/07	G
	CMAQ	\$100								
58	ALA070048	San Leandro	San Leandro ATMS Upgrade	Con	07/08	Liquidate Funds	04/02/14	G	\$184 Obligated 4/2/08	R
	CMAQ	\$184							Force Account	
59	ALA990015	Union City	UC Intermodal Station	Con	07/08				Obligated for Transfer to FTA Grant 2/6/08	
	CMAQ	\$124							Obligated for Transfer to FTA Grant 1/25/08	
	CMAQ	\$1,702		Con	07/08				Obligated for Transfer to FTA Grant 7/10/06	
	CMAQ	\$3,024		Con	05/06					

**Notes:**

1. MTC Reso 3606 deadline has passed. Sponsor is working with Caltrans, MTC and ACCMA to expedite required activity.
2. ARRA deadline before MTC Reso 3606 deadline.

Appendix A			
Federal At Risk Report Zone Criteria			
Required Activities per Resolution 3606 (Revised July 23, 2008)			
Required Activities Monitored by CMA <sup>1</sup>	Criteria Timeframes for Required Activities		
	Red Zone	Yellow Zone	Green Zone
Request Project Field Review	Project in TIP for more than nine (9) months, or obligation deadline for Con funds within 15 months.	Project in TIP for less than nine (9) months, and obligation deadline for Con funds more than 15 months away.	All conditions other than Red or Yellow Zones
Submit Environmental Package	NA	NA	NA
Approved DBE Program and Methodology	NA	NA	NA
Submit Request for Authorization (PE)	within three (3) months	within three (3) to six (6) months	All conditions other than Red or Yellow Zones
Submit Request for Authorization (R/W)	within four (4) months	within four (4) to nine (9) months	All conditions other than Red or Yellow Zones
Submit Request for Authorization (Con)	within six (6) months		All conditions other than Red or Yellow Zones
Obligation/ FTA Transfer	within two (2) months	within two (2) to four (4) months	All conditions other than Red or Yellow Zones
Advertise Construction	within four (4) months	within four (4) to six (6) months	All conditions other than Red or Yellow Zones
Award Contract	within six (6) months	within six (6) to nine (9) months	All conditions other than Red or Yellow Zones
Award into FTA Grant	within two (2) months	within two (2) to four (4) months	All conditions other than Red or Yellow Zones
Submit First Invoice	within two (2) months	within two (2) to four (4) months	All conditions other than Red or Yellow Zones
Liquidate Funds	within four (4) months	within four (4) to nine (9) months	All conditions other than Red or Yellow Zones
Project Closeout	within four (4) months	within four (4) to nine (9) months	All conditions other than Red or Yellow Zones
Other Zone Criteria			
Red Zone	Projects with funds programmed in the same FY for both a project development phase (i.e. Env or PSE) and a capital phase (i.e. R/W or Con) without the project development phase(s) obligated.		
Yellow Zone	Projects with an Amendment to the TIP pending.		
Notes: <sup>1</sup> See Appendix B for more information about the Required Activities and Resolution 3606.			

<b>Appendix B</b> <b>Definitions of the Required Activities per Resolution 3606 (As revised July 23, 2008)</b>		
<b>Index</b>	<b>Definition</b>	<b>Deadline</b>
<b>1</b>	<b>Req Proj Field Rev</b>	
	Per MTC Resolution 3606-Revised, "Implementing agencies are required to request a field review from Caltrans Local Assistance within 12 months of approval of the project in the TIP <sup>1</sup> , but no less than 12 months prior to the obligation deadline of construction funds. This policy also applies to federal-aid projects in the STIP. The requirement does not apply to projects for which a field review would not be applicable, such as FTA transfers, regional operations projects and planning activities. Failure for an implementing agency to make a good-faith effort in requesting and scheduling a field review from Caltrans Local Assistance within twelve months of programming into the TIP could result in the funding being reprogrammed and restrictions on future programming and obligations. Completed field review forms must be submitted to Caltrans in accordance with Caltrans Local Assistance procedures."	12 months from approval in the TIP <sup>1</sup> , but no less than 12 months prior to the obligation deadline of construction funds.
<b>2</b>	<b>Sub ENV package</b>	
	Per MTC Resolution 3606-Revised, "Implementing agencies are required to submit a complete environmental package to Caltrans for all projects (except those determined Programmatic Categorical Exclusion as determined by Caltrans at the field review), twelve months prior to the obligation deadline for right of way or construction funds. This policy creates a more realistic time frame for projects to progress from the field review through the environmental and design process, to the right of way and construction phase. If the environmental process, as determined at the field review, will take longer than 12 months before obligation, the implementing agency is responsible for delivering the complete environmental submittal in a timely manner. Failure to comply with this provision could result in the funding being reprogrammed. The requirement does not apply to FTA transfers, regional operations projects or planning activities."	12 months prior to the obligation deadline for RW or Con funds. (No change)
<b>3</b>	<b>Approved DBE Prog</b>	
	Per MTC Resolution 3606-Revised, "Obligation of federal funds may not occur for contracted activities (any combination of environmental/ design/ construction/ procurement activities performed outside the agency) until and unless an agency has an approved DBE program and methodology for the current federal fiscal year. Therefore, agencies with federal funds programmed in the TIP must have a current approved DBE Program and annual methodology (if applicable) in place prior to the fiscal year the federal funds are programmed in the TIP. STP/CMAQ funding for agencies without approved DBE methodology for the current year are subject to redirection to other projects after March 1. Agencies should begin the DBE process no later than January 1 to meet the March 1 deadline. Projects advanced under the Expedited Project Selection Process (EPSP) must have an approved DBE program and annual methodology for the current year (if applicable) prior to the advancement of funds."	Approved program and methodology in place prior to the FFY the funds are programmed in the TIP.
<b>4</b>	<b>Sub Req for Auth</b>	
	Per MTC Resolution 3606-Revised, "In order to ensure funds are obligated or transferred to FTA in a timely manner, the implementing agency is required to deliver a complete funding obligation / FTA Transfer request package to Caltrans Local Assistance by February 1 of the year the funds are listed in the TIP. Projects with complete packages delivered by February 1 of the programmed year will have priority for available OA, after ACA conversions that are included in the Obligation Plan. If the project is delivered after February 1 of the programmed year, the funds will not be the highest priority for obligation in the event of OA limitations, and will compete for limited OA with projects advanced from future years. Funding for which an obligation/ FTA transfer request is submitted after the February 1 deadline will lose its priority for OA, and be viewed as subject to reprogramming."	February 1 of FY in which funds are programmed in the TIP.



Appendix B - Continued		
Definitions of the Required Activities per Resolution 3606 (As revised July 23, 2008)		
Index	Definition	Deadline
<b>5</b>	<b>Obligate Funds/ Transfer to FTA</b>	
	Per MTC Resolution 3606-Revised, "STP and CMAQ funds are subject to an obligation/FTA transfer deadline of April 30 of the fiscal year the funds are programmed in the TIP. Implementing agencies are required to submit the completed request for obligation or FTA transfer to Caltrans Local Assistance by February 1 of the fiscal year the funds are programmed in the TIP, and receive an obligation/ FTA transfer of the funds by April 30 of the fiscal year programmed in the TIP. For example, projects programmed in FY 2007-08 of the TIP have an obligation/FTA transfer request submittal deadline (to Caltrans) of February 1, 2008 and an obligation/FTA transfer deadline of April 30, 2008. Projects programmed in FY 2008-09 have an obligation request submittal deadline (to Caltrans) of February 1, 2009 and an obligation/FTA transfer deadline of April 30, 2009. No extensions will be granted to the obligation deadline."	April 30 of FY in which funds are programmed in the TIP.
<b>6</b>	<b>Execute PSA</b>	
	Per MTC Resolution 3606, "The implementing agency must execute and return the Program Supplement Agreement (PSA) to Caltrans in accordance with Caltrans Local Assistance procedures. The agency must contact Caltrans if the PSA is not received from Caltrans within 60 days of the obligation. This requirement does not apply to FTA transfers. Agencies that do not execute and return the PSA to Caltrans within the required Caltrans deadline will be unable to obtain future approvals for any projects, including obligation and payments, until all PSAs for that agency, regardless of fund source, meet the PSA execution requirement. Funds for projects that do not have an executed PSA within the required Caltrans deadline are subject to de-obligation by Caltrans."	Within 60 days of receipt of the PSA from Caltrans, and within six months from the actual obligation date. <sup>2</sup>
<b>7</b>	<b>Advertise Contract /Award Contract/Award into FTA Grant</b>	
	Per MTC Resolution 3606-Revised, "For the Construction (CON) phase, the construction/equipment purchase contract must be advertised within 6 months of obligation and awarded within 9 months of obligation. However, regardless of the advertisement and award deadlines, agencies must still meet the invoicing deadline for construction funds. Failure to advertise and award a contract in a timely manner could result in missing the subsequent invoicing and reimbursement deadline, resulting in the loss of funding. Agencies must submit the notice of award to Caltrans in accordance with Caltrans Local Assistance procedures, with a copy also submitted to the applicable CMA. Agencies with projects that do not meet these award deadlines will have future programming and OA restricted until their projects are brought into compliance. For FTA projects, funds must be approved/ awarded in an FTA Grant within one federal fiscal year following the federal fiscal year in which the funds were transferred to FTA."	Advertised within 6 months of obligation and awarded within 9 months of obligation.  <b>FTA Grant Award:</b> Within 1 year of transfer to FTA.
<b>8</b>	<b>Submit First Invoice / Next Invoice Due</b>	
	Per MTC Resolution 3606-Revised, "Funds for each federally funded (Environmental (ENV/ PA&ED), Preliminary Engineering (PE), Final Design (PS&E) and Right of Way (R/W) phase and for each federal program code within these phases, must be invoiced against at least once every six months following obligation. Funds that are not invoiced at least once every 12 months are subject to de-obligation. There is no guarantee that funds will be available to the project once de-obligated. Funds for the Construction (CON) phase, and for each federal program code within the construction phase, must be invoiced and reimbursed against at least once within 12 months of the obligation, and then invoiced at least once every 6-months there after. Funds that are not invoiced and reimbursed at least once every 12 months are subject to de-obligation by FHWA.  There is no guarantee that funds will be available to the project once de-obligated. If a project does not have eligible expenses within a 6-month period, the agency must provide a written explanation to Caltrans Local Assistance for that six-month period and submit an invoice as soon as practicable to avoid missing the 12-month invoicing and reimbursement deadline. Agencies with projects that have not been invoiced against and reimbursed within a 12-month period, regardless of federal fund source, will have restrictions placed on future programming and OA until the project is properly invoiced. Funds that are not invoiced and reimbursed against at least once every 12 months are subject to de-obligation by FHWA."	<b>For Con phase:</b> Once within 12 months of Obligation and then once every 6 months thereafter, for each federal program code.  <b>For all other phases:</b> Once within 6 months following Obligation and then once every 6 months thereafter, for each phase and federal program code.

Appendix B - Continued		
Definitions of the Required Activities per Resolution 3606 (As revised July 23, 2008)		
Index	Definition	Deadline
<b>8a</b>	<b>Inactive Projects:</b> Per MTC Resolution 3606-Revised, "Most projects can be completed well within the state's deadline for funding liquidation or FHWA's ten-year proceed-to-construction requirement. Yet it is viewed negatively by both FHWA and the California Department of Finance for projects to remain inactive for more than twelve months. It is expected that funds for completed phases will be invoiced immediately for the phase, and projects will be closed out within six months of the final project invoice. Funds that are not invoiced and reimbursed at least once every 12 months are subject to de-obligation by FHWA. There is no guarantee the funds will be available to the project once de-obligated."	Funds must be invoiced and reimbursed against once every 12 months to remain active.
<b>9</b>	<b>Liquidate Funds</b> Per MTC Resolution 3606-Revised, "Funds must be liquidated (fully expended, invoiced and reimbursed) within six years of obligation. California Government Codes 16304.1 and 16304.3 places additional restrictions on the liquidation of federal funds. Generally, federal funds must be liquidated (fully expended, invoiced and reimbursed) within 6 state fiscal years following the fiscal year in which the funds were appropriated. Funds that miss the state's liquidation/ reimbursement deadline will lose State Budget Authority and will be de-obligated if not re-appropriated by the State Legislature, or extended (for one year) in a Cooperative Work Agreement (CWA) with the California Department of Finance. This requirement does not apply to FTA transfers."	Funds must be liquidated within six years of obligation.
<b>10</b>	<b>Est. Completion Date/Project Close-out</b> Per MTC Resolution 3606-Revised, "Implementing Agencies must fully expend federal funds on a phase one year prior to the estimated completion date provided to Caltrans. At the time of obligation, the implementing agency must provide Caltrans with an estimated completion date for that project phase. Any un-reimbursed federal funds remaining on the phase after the estimated completion date has passed, is subject to project funding adjustments by FHWA. Projects must be properly closed out within six months of final project invoice. Projects must proceed to construction within 10 years of federal authorization of the initial phase. Federal regulations require that federally funded projects proceed to construction within 10 years of initial federal authorization of any phase of the project.  Furthermore, if a project is canceled, or fails to proceed to construction in 10 years, FHWA will de-obligate any remaining funds, and the agency is required to repay any reimbursed funds. If a project is canceled as a result of the environmental process, the agency does not have to repay reimbursed costs for the environmental activities. However, if a project is canceled after the environmental process is complete, or a project does not proceed to construction within 10 years, the agency is required to repay all reimbursed federal funds. Agencies with projects that have not been closed out within 6 months of final invoice will have future programming and OA restricted until the project is closed out or brought back to good standing by providing written explanation to Caltrans Local Assistance, the applicable CMA and MTC."	<b>Est. Completion Date:</b> For each phase, fully expend federal funds 1 year prior to date provided to Caltrans.  <b>Project Close-out:</b> Within 6 months of final project invoice.
Notes: <sup>1</sup> Approval in the TIP: For administrative/ minor TIP Amendments it is the date of Caltrans approval. For formal TIP Amendments, it is the date of FHWA approval. <sup>2</sup> Per DOT letter from Caltrans Local Assistance to MPOs, regarding "Procedural Changes in Managing Obligations", dated 9/15/05.		

## Appendix C

### Date of Most Recent Invoice on Record at CMA

Project Sponsors are required to submit an invoice at least once every six months following obligation for each phase for which federal funds have been obligated (per MTC Resolution 3606 - Revised 7/23/08), with the exception of the first invoice for the construction phase which must be submitted within 12 months following obligation. Funds that are not invoiced and reimbursed against at least once every 12 months are subject to de-obligation by FHWA.

Project Sponsors are requested to provide the CMA with copies of excerpts from invoices showing the invoice number, date, amount, and the signature of the agency representative (i.e. the CMA does not need copies of the entire invoice package).

Index	TIP ID/ Sponsor Project	Source	Prog'd Amount (\$x 1,000)	Phase	FY	Obligation Date	Date of Most Recent Invoice on Record at CMA	Months <sup>1</sup> Since Most Recent Invoice on Record at CMA
C1	ALA070042/ ACCMA I-880 SB HOV Lane	CMAQ	\$4,000	PE	07/08	12/19/07	7/16/09	3
C2	ALA070025/ Alameda City of Alameda Signal Coordination	CMAQ	\$59	Con	06/07	5/31/07		
C3	ALA070049/ Alameda Signal Coordination: 8th St., Otis Dr.	CMAQ	\$138	Con	07/08	4/18/08	11/6/08	11
C4	ALA030002/ Ala. County Vasco Road Safety Imps., Phase 1	STP	\$3,900 \$9,350	R/W Con	04/05 07/08	6/29/05 6/20/08	11/26/07 4/10/09	Note 2 6
C5	ALA050022/ Fremont Rehabilitation on Various Streets	STP STP	\$2,172 \$2,850	Con Con	05/06 06/07	6/13/06 5/30/07	2/14/08 5/9/2008	Note 2 17
C6	ALA050056/ Hayward West A Street Rehab	STP STP	\$13 \$109	PE Con	05/06 05/06	2/15/06 6/27/06	1/11/07 1/9/08	Note 2 Note 2
C7	ALA050071/ Hayward Rehab on Various Streets	STP STP	\$45 \$835	PE Con	06/07 07/08	4/3/07 3/26/08	6/19/08 7/24/08	Note 2 15
C8	ALA070052 / Hayward Second St. New Sidewalk Construction	CMAQ	\$337	Con	07/08	5/7/08	1/6/08	9
C9	ALA050054 / Livermore East Ave Rehab (Hillcrest to Loyola)	STP	\$158	Con	05/06	5/1/06	3/21/07	Note 2
C10	ALA050024 / Livermore South Vasco Rd Rehab	STP	\$300	Con	05/06	5/1/06	3/21/07	Note 2
C11	ALA070038/ Livermore Downtown Ped Transit Connection	CMAQ	\$140	PE	07/08	11/16/07	8/7/08	14
C12	ALA030007/ Oakland Coliseum Transit Hub	CMAQ	\$89	Con	06/07	1/17/07	8/3/07	Note 2
C13	ALA050021/ Oakland Oakland Street Resurfacing Program	STP	\$825	Con	05/06	6/21/06	5/12/09	Note 2
C14	ALA050023/ Oakland Rehabilitation on Various Streets	STP STP	\$1,573 \$2,486	Con Con	05/06 07/08	6/21/06 4/11/08	8/10/09 7/1/09	Note 2 3
C15	ALA050028/ Oakland Chinatown Ped Imps	CMAQ CMAQ	\$267 \$1,933	Env Con	04/05 05/06	5/17/05 6/30/06	1/23/08 5/20/09	Note 2 Note 3

<b>Appendix C (cont.)</b>								
<b>Date of Most Recent Invoice on Record at CMA</b>								
Index	TIP ID/ Sponsor Project	Source	Prog'd Amount (\$x 1,000)	Phase	FY	Obligation Date	Date of Most Recent Invoice on Record at CMA	Months <sup>1</sup> Since Most Recent Invoice on Record at CMA
<b>C16</b>	<b>ALA050039/ Oakland</b> MacArthur Transit Hub Imps	CMAQ	\$200	PE	05/06	3/30/06	7/17/08	Note 2
		CMAQ	\$896	Con	06/07	3/20/07	3/23/09	<b>6</b>
<b>C17</b>	<b>ALA050080/ Oakland</b> 7th St., W. Oakland Transit Village Imps.	CMAQ	\$320	PE	07/08	11/5/07	8/12/9	2
<b>C18</b>	<b>ALA070027 Oakland</b> W. Oakland Bay Trail: Mandela Pkwy	CMAQ	\$770	Con	06/07	3/19/07	1/27/09	<b>9</b>
<b>C19</b>	<b>ALA070039 Oakland</b> Oakland Waterfront Bay Trail	CMAQ	\$899	Con	07/08	4/16/08	7/31/09	2
<b>C20</b>	<b>ALA050069/ San Leandro</b> Washington Ave Rehab - Creek to I-880	STP	\$49	PE	06/07	3/5/07	5/7/09	5
			\$442	Con	07/08	5/7/08	5/7/09	5
<b>C21</b>	<b>ALA070048/ San Leandro</b> Bay Trail Bridge at Oyster Bay Slough	CMAQ	\$750	Con	08/09	12/19/08	9/10/09	1
<b>C22</b>	<b>ALA070030/ San Leandro</b> Traffic Signal System Improvements	STP	\$100	Con	06/07	4/30/07	6/2/08	<b>14</b>
<b>C23</b>	<b>ALA070048/ San Leandro</b> San Leandro ATMS Upgrade	CMAQ	\$184	Con	07/08	4/2/08	3/25/09	7
<b>C24</b>	<b>ALA050070/ Union City</b> Alvarado-Niles Pavement Rehabilitation	STP	\$5	PE	07/08	4/4/08	9/22/08	<b>11</b>
<b>Notes:</b> <sup>1</sup> Partial months are rounded up to full months ( i.e. 4 months and 1 day = 5 months). <sup>2</sup> The programmed amount for this phase has been fully invoiced. <sup>3</sup> Final Invoice submitted by Sponsor.								